



PATENT

(Practitioner's Docket No. IN-5544)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Wolfgang BREMSER

Serial No. 10/018,350

Filed: December 7, 2001

For COLORING AND/OR EFFECT-
CREATING MULTILAYER ENAMEL
COATING, METHOD FOR THE
PRODUCTION THEREOF AND ITS USE

Group Art Unit: Not Assigned

Examiner: Not Assigned

I hereby certify that the following papers are being
facsimile transmitted to the Patent and Trademark
Office fax No.: (703) 872-9310 on April 28, 2003.

Marjorie Ellis

**PETITION FOR RECONSIDERATION OF THE NOTIFICATION OF MISSING
REQUIREMENTS UNDER 35 U.S.C. 371**

Box Missing Parts
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants petition for reconsideration of the Notification of Missing Requirements received for the above referenced application. The Notification of Missing Requirements indicates that the oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it: does not identify the application to which it is directed.

After receiving the Notification of Missing Requirements, the Combined Declaration/Power of Attorney was compared with the PCT Published Application to which it pertains, and all information matched up. No error was found.

Submitted herewith are true copies of the Combined Declaration/Power of Attorney, PCT Published Application (cover sheet only), and the Return Receipt Postcard. Also submitted herewith is a copy of the Notification of Missing Requirements.



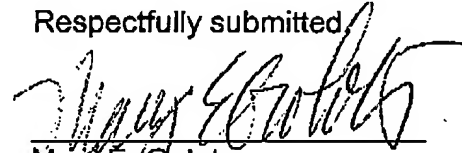
Applicant's Attorney verifies that all copies are true copies of the originals filed with the Receiving Office of the USPTO.

In view of the above stated facts and documentation, Applicants assert the Notification of Missing Requirements was in error. Accordingly, withdrawal of the Notification of Missing Requirements is respectfully requested.

Applicant believes that no fee is required. However, if applicant has inadvertently overlooked the need for a fee the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 23-3425.

This form is submitted in duplicate.

Respectfully submitted


Mary E. Golota
Registration No. 36,814

Date: April 28, 2003

BASF Corporation
26701 Telegraph Road
Southfield, MI 48034-2442
(248)-948-2020



PATENT

(Practitioner's Docket No. IN-5544)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Wolfgang BREMSER

Serial No.: This application is a National
Phase of Patent Application
PCT/EP00/00/05825 filed 23. June 2000.

Group Art Unit: Not Assigned

Filed: December 7, 2001

Examiner: Not Assigned

For: COLORING AND/OR EFFECT-CREATING MULTILAYER ENAMEL COATING,
METHOD FOR THE PRODUCTION THEREOF AND ITS USE

Assistant Commissioner of Patents
2900 Crystal Drive
Box PCT
Arlington, VA 22202-3513

EXPRESS MAIL CERTIFICATE

"Express Mail" label number E332278641US Date of Deposit December 7, 2001

I hereby certify that the following attached paper or fee

☒ Combined Declaration and Power of Attorney ☐ 02 Page(s)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner of Patents, 2900 Crystal Drive, Box PCT, Arlington, VA 22202-3513

Marjorie Ellis

(Typed or printed name of person mailing paper or fee)


Signature of person mailing paper or fee)

Note: Each paper must have its own certificate and the "Express Mail" label number as a part thereof or attached thereto. When, as here, the certification is presented on a separate sheet, that sheet must (1) be signed and (2) fully identify and be securely attached to the paper or fee it accompanies. Identification should include the serial number and filing date of the application as well as the type of paper being filed, e.g.

complete application, specification and drawings, responses to rejection or refusal, notice of appeal, etc. If the serial number of the application is not known, the identification should include at least the name of the inventor(s) and the title of the invention.

Note: The label number need not be placed on each page. It should, however, be placed on the first page of each separate document, such as, a new application, amendment, assignment, and transmittal letter for a fee, along with the certificate of mailing by "Express Mail." Although the label number may be on checks, such a practice is not required. In order not to deface formal drawings it is suggested that the label number be placed on the back of each formal drawing of the drawings be accompanied by a set of informal drawings on which the label number is placed.



Please type a plus sign [+] inside this box →

+

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) <input type="checkbox"/> Declaration Submitted with initial Filing or <input type="checkbox"/> Declaration Submitted after initial Filing (surcharge (37 CFR 1.16 (e)) required	Attorney Docket No.	IN - 5544
	First Named Inventor	Wolfgang BREMSER
	COMPLETE IF KNOWN	
	Application Number	
	Filing Date	December 7, 2001
	Group Art Unit	
	Examiner Name	

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

COLORING AND/OR EFFECT-CREATING MULTILAYER ENAMEL COATING, METHOD FOR THE PRODUCTION THEREOF AND ITS USE

(Title of the invention)

The specification of which:

☐ is attached hereto☒ Was filed on 23 June 2000 as United States Application or PCT International Application Number PCT/EP00/05825 and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification including the claims as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application

I hereby claim foreign priority benefits under 35 U.S.C § 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate or 365 (a) of any PCT International application(s) designating at least one country other than the United States of America listed below and have also identified below, by checking the box, any foreign application(s) for patent or inventor's certificate, or any PCT International application(s) having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date DATE/MONTH/YEAR	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
199 30 066.6	GERMANY	30 JUNE 1999	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application number are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C 119(e) of any United States provisional application(s) listed below:

APPLICATION NUMBER(S)	FILING DATE

☐ Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto




DECLARATION —

Utility or Design Patent Application

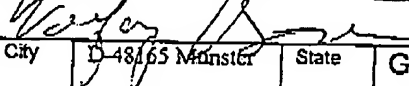
POWER OF ATTORNEY

☒ I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith application and to transact all business in the Patent and Trademark Office connected therewith

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	 26922 <small>PATENT & TRADEMARK OFFICE</small>	or <input type="checkbox"/> Correspondence address below
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County	United States of America	Telephone	(248) 948-2019	Fax	(248) 948-2093
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name OF SOLE OR FIRST NVENTOR:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Wolfgang				BREMSE			
Inventor's Signature				Date			
				19.11.2004			
Residence: City		D-48165 Münster		State		Germany	
Country		Federal Republic of Germany		Citizenship		German	
Mailing Address				Am Brook 10			
City		D-48165 Münster		State		Germany	
Zip							

[Page 2 of 2]

Declaration for Utility or Design Patent Application (PTO/SB/01) [1-1 1]



(12) NACH DEM VERTRAG ÜBER DIE INTERNATIONALE ZUSAMMENARBEIT AUF DEM GEBIET DES
PATENTWESENS (PCT) VERÖFFENTLICHTE INTERNATIONALE ANMELDUNG

(19) Weltorganisation für geistiges Eigentum
Internationales Büro



(43) Internationales Veröffentlichungsdatum
11. Januar 2001 (11.01.2001)

PCT

(10) Internationale Veröffentlichungsnummer
WO 01/02102 A2

(51) Internationale Patentklassifikation⁷: B05D
(21) Internationales Aktenzeichen: PCT/EP00/05825
(22) Internationales Anmeldedatum:
23. Juni 2000 (23.06.2000)
(25) Einreichungssprache: Deutsch
(26) Veröffentlichungssprache: Deutsch
(30) Angaben zur Priorität:
199 30 066.6 30. Juni 1999 (30.06.1999) DE
(71) Anmelder (für alle Bestimmungsstaaten mit Ausnahme
von US): BASF COATINGS AG [DE/DE]; Glasuritstr. 1,
D-48165 Münster (DE).

(81) Bestimmungsstaaten (*national*): AE, AG, AL, AM, AT,
AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CR, CU, CZ,
DE, DK, DM, DZ, EE, ES, FI, GB, GD, GE, GH, GM, HR,
HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR,
LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ,
NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM,
TR, TT, TZ, UA, UG, US, UZ, VN, YU, ZA, ZW.

(84) Bestimmungsstaaten (*regional*): ARIPO-Patent (GH,
GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZW), eura-
sisches Patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM),
europäisches Patent (AT, BE, CH, CY, DE, DK, ES, FI,
FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI-Patent
(BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE,
SN, TD, TG).

Veröffentlicht:

— Ohne internationalen Recherchenbericht und erneut zu
veröffentlichen nach Erhalt des Berichts.

Zur Erklärung der Zweibuchstaben-Codes, und der anderen
Abkürzungen wird auf die Erklärungen ("Guidance Notes on
Codes and Abbreviations") am Anfang jeder regulären Ausgabe
der PCT-Gazette verwiesen.

(72) Erfinder; und
(75) Erfinder/Anmelder (nur für US): BREMSER, Wolfgang
[DE/DE]; Am Brook 10, D-48165 Münster (DE).
(74) Anwalt: FITZNER, Uwe; Linorfer Str. 10, D-40878
Ratingen (DE).

(54) Title: COLORING AND/OR EFFECT-CREATING MULTILAYER ENAMEL COATING, METHOD FOR THE PRODUCTION THEREOF AND ITS USE

(54) Bezeichnung: FARB- UND/ODER EFFEKTEGEBENDE MEHRSCHICHTLACKIERUNG, VERFAHREN ZU IHRER HERSTELLUNG UND IHRE VERWENDUNG

(57) Abstract: The invention relates to a coloring and/or effect-creating multilayer enamel coating ML which is provided for a primed or non-primed substrate and which contains, in an overlapping manner: (1) a filler coat FL which absorbs mechanical energy, and (2) a coloring and/or effect-creating finishing enamel coating DL; or (1) a filler coat FL which absorbs mechanical energy, (2) a coloring and/or effect-creating base enamel coating BL, and (3) a clear enamel coating KL; or (1) a coloring and/or effect-creating base enamel coating BL, and (2) a clear enamel coating KL. At least one coat, preferably at least two coats and especially all coats of the multilayer enamel coating ML is/are made of a coating material that contains at least one constituent (A) which can be produced in an aqueous medium by radically polymerizing: a) olefinically unsaturated monomers and; b) olefinically unsaturated monomers which are different from the olefinically unsaturated monomers cited in a) and which are of formula (I) $R^1R^2C=CR^3R^4$, wherein the radicals R^1 , R^2 , R^3 and R^4 , independent of one another, represent hydrogen atoms or radicals of alkyl, cycloalkyl, alkylcycloalkyl, cycloalkylalkyl, aryl, alkylaryl, cycloalkylaryl, arylalkyl or arylcycloalkyl, whereby at least two are radicals of aryl, arylalkyl or arylcycloalkyl.

(57) Zusammenfassung: Farb- und/oder effektegebende Mehrschichtlackierung ML für ein grundiertes oder ungrundiertes Substrat, die (1) eine mechanische Energie absorbierende Füllerschicht FL und (2) eine farb- und/oder effektegebende Decklackierung DL oder (1) eine mechanische Energie absorbierende Füllerschicht FL, (2) eine farb- und/oder effektegebende Basislackierung BL und (3) eine Klarlackierung KL oder (1) eine farb- und/oder effektegebende Basislackierung BL und (2) eine Klarlackierung KL übereinanderliegend enthält, wobei mindestens eine Schicht, vorzugsweise mindestens zwei Schichten und insbesondere alle Schichten der Mehrschichtlackierung ML aus einem Beschichtungsstoff hergestellt worden ist oder sind, welcher mindestens einen Bestandteil (A) enthält, der in wässriger Umgebung radikalisch polymerisierbar ist: a) olefinisch ungesättigte Monomere und; b) olefinisch ungesättigte Monomere, die sich von den in a) genannten olefinisch ungesättigten Monomeren unterscheiden und die die Formel (I) $R^1R^2C=CR^3R^4$ aufweisen, wobei die Radikale R^1 , R^2 , R^3 und R^4 , unabhängig voneinander, Wasserstoffatome oder Radikale von Alkyl, Cycloalkyl, Alkylcycloalkyl, Cycloalkylalkyl, Aryl, Alkylaryl, Cycloalkylaryl, Arylalkyl oder Arylcycloalkyl darstellen, wobei mindestens zwei der Radikale von Aryl, Arylalkyl oder Arylcycloalkyl sind.

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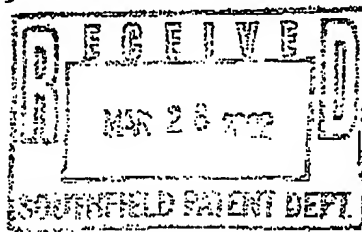


UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/018,350	Wolfgang Bremser	IN-5544
INTERNATIONAL APPLICATION NO.		
PCT/EP00/05825		
LA. FILING DATE	PRIORITY DATE	
06/23/2000	06/30/1999	

26922
 BASF CORPORATION
 ANNE GERRY SABOURIN
 26701 TELEGRAPH ROAD
 SOUTHFIELD, MI 48034-2442



CONFIRMATION NO. 4876
 371 FORMALITIES LETTER



Date Mailed: 03/20/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

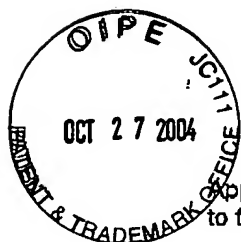
The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Assignee Statement
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - does not identify the application to which it is directed.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.



Page 2 of 2

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

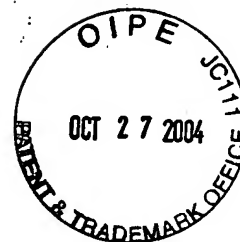
FREDERICK SMITH

Telephone: (703) 305-3654

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/018,350	PCT/EP00/05825	IN-5544

FORM PCT/DO/EO/905 (371 Formalities Notice)



ita Sheet

15

Station

(S) (S) (S) (S)

THIS ACKNOWLEDGES:

<input checked="" type="checkbox"/>	Transmittal Form 1390 under 35 USC § 371 in triplicate	<input checked="" type="checkbox"/>	Patent Application Data Sheet
<input checked="" type="checkbox"/>	PCT Published Application cover sheet only	<input checked="" type="checkbox"/>	Information Disclosure Statement
<input checked="" type="checkbox"/>	Recordation Form Cover Sheet in triplicate	<input checked="" type="checkbox"/>	Preliminary Amendment 37 CFR
<input checked="" type="checkbox"/>	PTO-1449 Form & Cited Reference(s)	<input checked="" type="checkbox"/>	Statement under 37 CFR § 3.73§1.115
<input checked="" type="checkbox"/>	Cover Page of the Priority Document	<input checked="" type="checkbox"/>	Assignment to BASF
<input checked="" type="checkbox"/>	Combined Declaration/Power of Attorney	<input checked="" type="checkbox"/>	International Search Report
<input checked="" type="checkbox"/>	PCT/EP00/05825 Application Original German Text	<input checked="" type="checkbox"/>	PCT/EP00/05825 Application English Translation
<input checked="" type="checkbox"/>	Specification on 59 page(s)	<input checked="" type="checkbox"/>	Specification on 78 page(s)
<input checked="" type="checkbox"/>	Claims on 03 page(s)	<input checked="" type="checkbox"/>	Claims on 11 page(s)
<input checked="" type="checkbox"/>	Abstract on 01 page(s)	<input checked="" type="checkbox"/>	Abstract on 02 page(s)
<input checked="" type="checkbox"/>	Drawing(s) on page(s)	<input checked="" type="checkbox"/>	Drawing(s) on page(s)

Application No.:

Docket No.:

IN-5544

Filing Date:

December 7, 2001

Inventor(s):

Wolfgang BREMSER

Attorney(s):

Michael F. Morgan X Mary E. Golota

Express Label No.:

ET332278641US

ET 332278641 US

10/018350

J014 Rec'd PCT/PTO 07 DEC 2001

THIS ACKNO	-Transm	PCT.Pu	Recordi	PTO-14	Cover F	Combin	PCT/EP0	Sp	Clr	Ab	Dr	Applicat	Docket	Filing D	Inventor	Attorney	Express
<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

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